

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

FIRST NAMED INVENTOR: Clancy, et al  
FOR: METHODS FOR PREDICTING AND/OR DIAGNOSING  
THE RISK OF GASTRIC CANCER



**Mail Stop PATENT APPLICATION**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**REQUEST FOR FILING A NON-PROVISIONAL APPLICATION  
UNDER 37 C.F.R. §1.53(b)**

1. This is a request for filing a continuing patent application under 37 C.F.R. §1.53(b). This application is a continuation of U.S.S.N. 09/979,594, filed March 8, 2002, which is a national phase entry of PCT/AU00/00441, filed May 15, 2000.
2. This application is a total of 22 pages. This application includes:
  - 13 pages of specification (not including claims, abstract, or figures)
  - 4 pages of claims
  - 5 sheets of figures
3. A copy of the executed Combined Declaration/Power of Attorney (3 pages) from the parent case (U.S.S.N. 09/979,594) is included.
4. Form 1449 filed with an Information Disclosure Statement for USSN 09/979,594 on February 1, 2002 (1 page), and Notices of References Cited mailed on July 17, 2002 (5 pages), and May 7, 2003 (1 page).
5. A Preliminary Amendment is filed herewith.
6. Copy of Petition for Three Month Extension of Time, filed simultaneously in parent case;

**FIRST-NAMED INVENTOR:** Clancy  
**Request for a Nonprovisional Application (37 C.F.R. §1.53(b))**

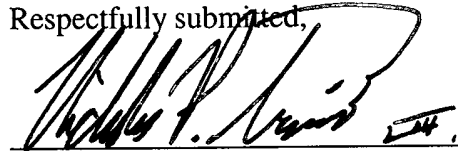
7. Fees associated with this application have been calculated according to the Preliminary Amendment filed herewith, as follows:

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowa nce	Numb er Extra	Rate	Basic Fee 37 C.F.R. 1.16(a) \$770.00
Total Claims (37 C.F.R. 1.16(c))	39	- 20 =	19	\$18.00	\$342.00
Independent Claims (37 C.F.R. 1.16(b))	5	- 3 =	2	\$86.00	\$172.00
Multiple Dependent Claim(s), if any (37 C.F.R. 1.16(d))				\$290.00	\$290.00
				SUBTOTAL:	\$1574.00
				Reduction by 50% for filing by small entity:	787.00
				<b>TOTAL FEE:</b>	<b>\$787.00</b>

8. A check (#17452) in the amount of **\$787.00** is enclosed. The Commissioner is authorized to charge any additional fees due, or credit overpayments, to Deposit Account No. 50-0311, Ref. No. 24356-002 CON.

9. A return receipt postcard is enclosed.

Respectfully submitted,



Dated: October 28, 2003

Nicholas P. Triano III, Reg. No. 36,397  
Attorney for Applicants  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Clancy *et al.*  
APPLICATION NO. : 09/979,594  
§371 FILING DATE : November 15, 2001  
FOR : Methods for Predicting and/or Diagnosing the Risk of Gastric Cancer

EXAMINER : Virginia Allen Portner  
ART UNIT : 1645



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PETITION FOR EXTENSION OF TIME

Pursuant to 37 C.F.R. § 1.136(a), applicants hereby petition for a three-month extension of time to respond to the Office Action, mailed May 7, 2003 in the above-identified application. In lieu of filing a response to the outstanding Office Action in this case, Applicants are filing a continuation application. With the extension, the continuing application must be filed on or before November 7, 2003. A check in the amount of \$465.00, in payment of the fee required by 37 C.F.R. § 1.17(a)(3), is enclosed herewith. Applicants claim small entity status.

Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 24356-002 NATL (BSW-2). A duplicate copy of this Petition is enclosed.

Date: October 28, 2003

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Nicholas P. Triano III".

Nicholas P. Triano III, Reg. No. 36,397  
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